

## **45-DAY WRITTEN COMMENT PERIOD**

### **NOTICE OF AVAILABILITY OF MODIFIED TEXT FOR THE PROPOSED BUILDING STANDARDS OF THE OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT REGARDING THE ADOPTION OF THE 2000 EDITION OF THE UNIFORM PLUMBING CODE (UPC) WITH CALIFORNIA AMENDMENTS INTO THE CALIFORNIA CODE OF REGULATIONS TITLE 24, PART 5**

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Notice is hereby given that the Office of Statewide Health Planning and Development (OSHPD), proposes modifications to the text of the building standards contained in the California Code of Regulations (CCR), Title 24, Part 5, California Plumbing Code (CPC). Pursuant to the requirements of Government Code Section 11346.8 (c), and Section 44 of Title 1 of the California Code of Regulations, Building Standards Commission is providing notice of changes made to the proposed regulations concerning the amendments to the 1998 CPC. The original text was previously noticed by the Office of Administrative Law (OAL) in the California Regulatory Notice Register 2001 Z01-0515-20.

The California Building Standards Commission received public comments which asserted that the adoption of certain building materials potentially would trigger the California Environmental Quality Act (CEQA) because the 2000 UPC, which is being proposed for adoption by reference, includes a new building material, Cross-linked polyethylene tubing (PEX). The commentor also notes the use of Chlorinated polyvinyl chloride tubing (CPVC) would also be allowed for specific interior uses under OSHPD 3 occupancies under the originally proposed text. This usage would also trigger CEQA. OSHPD has determined that it does not have sufficient time to evaluate all the consequences of these materials, including environmental factors, due to the time constraints imposed in this year's triennial adoption process. Therefore, OSHPD is removing the model code language allowing the use of PEX tubing for hospitals, skilled nursing facilities, licensed clinics and correctional treatment centers. Also, OSHPD is excluding the model code language allowing the use of CPVC for licensed clinics. Additional information is available in the express terms' rationales.

A copy of the proposed modified text is available by contacting the person named below and is also posted at the Commission's website at [www.bsc.ca.gov](http://www.bsc.ca.gov).

A hearing is scheduled for Thursday, November 15, 2001 from 10:00 a.m. to 5:00 p.m. at the California Building Standards Commission at 2525 Natomas Park Drive, Sacramento, California. Both written and oral comments on the proposed modifications will be accepted during the hearing. Written comments on the proposed modifications will be accepted by the California Building Standards Commission during the **45-day Written Comment Period** from October 17, 2001 until 5 p.m. on November 30, 2001. Please address your comments to:

**California Building Standards Commission  
2525 Natomas Park Drive, Suite 130  
Sacramento, California 95833  
Attention: Stan Nishimura  
E-mail: CBSC@dgs.ca.gov**

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### **CONTACT PERSON FOR ADMINSTRATIVE AND PROCEDURAL QUESTIONS**

CBSC: Mike Nearman  
CBSC Address: California Building Standards Commission  
2525 Natomas Park Drive, Suite 130, Sacramento, CA 95833  
CBSC Website: The documents also are posted at the Commission's website:  
[www.bsc.ca.gov](http://www.bsc.ca.gov).  
  
CBSC phone No: (916) 263-0916  
CBSC FAX No: (916) 263-0959

### **CONTACT PERSONS FOR SUBSTANTIVE QUESTIONS ON THE PROPOSED MODIFCATIONS TO THE BUILDING STANDARDS**

Specific questions regarding the substantive aspects of the proposed modifications to the building standards may be addressed to:

**Sue Botelho**

Chief, Facilities Support Section  
Office of Statewide Health Planning and Development  
Tel. (916) 654-2012  
Fax (916) 654-2973